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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): P. Bonutti and M. Brillhart

Confirmation No. 8742

Application No.: 10/630,321

Attorney Docket No: 780-A02-015-10

Filed: July 30, 2003

Group Art Unit: 3731

For: **SURGICAL DEVICES HAVING A POLYMERIC  
MATERIAL WITH A THERAPEUTIC AGENT  
AND METHODS FOR MAKING SAME**

Examiner: G. Jackson

**INFORMATION DISCLOSURE STATEMENT  
PURSUANT TO 37 C.F.R. § 1.56**

Commissioner for Patents  
Alexandria, VA 22313

Sir:

In accordance with the duty of disclosure provisions of C.F.R. § 1.56, there is hereby provided certain information, which the Examiner may consider material to the examination of the subject U.S. patent application. It is requested that the Examiner make this information of record if it is deemed material to the examination of the application.

A revised Form PTO/SB/08 listing all patents, publications, applications, or other information submitted for consideration is enclosed. Copies of the listed U.S. Patents and Published U.S. Patent Applications, are not being submitted pursuant to the USPTO's waiver of the requirement of 37 C.F.R. § 1.98(a)(2)(i).

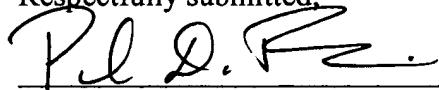
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No admission is made that the information cited in this Statement is, or is considered to be prior art, material to patentability nor a representation that a search has been made.

The \$180.00 fee set forth in 37 C.F.R. §1.17 (p) in accordance with 37 C.F.R. §1.97 (c). The required fee is being paid via enclosed Credit Card Payment PTO Form 2038. Please charge any required fee (or credit any overpayments of fees) to the Deposit Account of the undersigned, Account No. 500601.

Dated: 12 Nov 2004

Respectfully submitted,



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**INFORMATION DISCLOSURE STATEMENT  
IN AN APPLICATION**  
(use as many sheets as necessary)

Complete If Known

Application Number	10/630,321				
Filing Date	July 30, 2003				
First Named Inventor	P. Bonutti				
Group Art Unit	3731				
Examiner Name	G. Jackson				
Sheet	1	of	1	Attorney Docket Number	780-A03-015-10

Examiner Initials	Cite No. <sup>1</sup>	U.S. Patent Document Number	Kind Code <sup>2</sup> (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	AA	4,199,864		Ashman	04-29-80	
	AB	4,437,191		Van der Zel et al.	03-20-84	
	AC	4,495,664		Blanquaert	01-29-85	
	AD	4,722,948		Sanderson	02-02-88	
	AE	4,768,507		Fischell et al.	09-06-88	
	AF	4,843,112		Gerhart et al.	06-27-89	
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	AH	5,019,090		Pinchuk	05-28-91	
	AI	5,061,286		Lyle	10-29-91	
	AJ	5,084,051		Tormala et al.	01-28-92	
	AK	5,108,399		Eitenmuller et al.	04-28-92	
	AL	5,120,175		Arbegast et al.	06-09-92	
	AM	5,158,934		Ammann et al.	10-27-92	
	AN	5,492,697		Boyan	02-20-96	
	AO	6,120,536		Ding et al.	09-19-00	
	AP	6,585,764		Wright et al.	07-01-03	

**OTHER REFERENCES - NON PATENT LITERATURE DOCUMENTS**

Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>6</sup>
	BA	SURMODICS, INC., Enabling Local Drug Delivery/ Implant Device Combination Therapies, © 2003 SurModics, Inc.	
	BB	TAKESHI SUZUKI, M.D. et al, Stent-Based Delivery of Sirolimus Reduces Neointimal Formation In a Porcine Coronary Model, pgs 1188-1193, © 2001 American Heart Association, Inc.	
Examiner		Date Considered	

Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.